

1614
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Cathy StearnsRECEIVED
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Applicant : John A. Arcadi
Application No. : 09/383,114
Filed : August 25, 1999
Title : COMPOSITION AND METHOD FOR
TREATING PROSTATE CANCER

Grp./Div. : 1614
Examiner : J. Goldberg

Docket No. : 35687/RWJ/H29

**PETITION FOR SUSPENSION OF PROSECUTION
UNDER 37 C.F.R. 1.103**

Assistant Commissioner for Patents
Washington, D.C. 20231

Post Office Box 7068
Pasadena, CA 91109-7068
February 23, 2001

Commissioner:

1. Applicant petitions for the suspension of action in this application.
2. Status of application:
With respect to the action mailed on October 23, 2000, a response is attached.
3. Fee Payment (37 C.F.R. 1.17(h))
A check in the sum of \$130.00 is attached.
4. Term requested for suspension.
The suspension of action is requested for the reasonable time period of ten months.
5. Reason for suspension request.
The suspension of action is requested for good and sufficient cause, as indicated below:

03/01/2001 AWONDAF1 00000058 09383114

02 FC:632

130.00 OP

Application No. 09/383,114

As explained in the response filed of even date herewith to the Office action dated 10/23/00, applicant has submitted preliminary data based on limited toxicity tests which show the efficacy of using Rhodamine-123 for some patients treated to date. If the tests proceed as expected, applicant will have additional clinical data to make a further showing of the of the nonobviousness of the claimed invention.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By R. W. Johnston
R. William Johnston
Reg. No. 17,968
626/795-9900

RWJ/cls

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